



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: **Kenji MARUYAMA et al.**

Serial No.: 09/960,296

Group Art Unit 2813

Examiner: **Laura M. Schilling**

Filed: **September 24, 2001**

P.T.O. Confirmation No.: 4754

FOR: **SEMICONDUCTOR DEVICE AND METHOD FOR FABRICATING THE SAME**

REQUEST FOR RECONSIDERATION

Commissioner for Patents
Washington, D.C. 20231

Date: **July 25, 2002**

Sir:

In response to the Office Action dated **April 25, 2002**, Applicants submit the following remarks.

REMARKS

Claims 1-19 are pending in the present application. Claims 17-19 are withdrawn from consideration. Claim 1-16 are herein rejected.

Regarding Claim Rejections - 35 U.S.C. §102

Claims 1-16 are rejected under 35 U.S.C. §102(b) as being anticipated by U.S. Patent No. 5,986,301 to Fukushima et al.

Applicants respectfully disagree with the above rejection, because not all of the limitations of the present invention are taught or clearly suggested by the cited reference.

Applicants note that Fukushima et al. teaches a capacitor comprising a first electrode 242 of perovskite crystal structure, a ferroelectric film 243, and a second electrode 244 of perovskite crystal

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